

***IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
SOUTHWESTERN DIVISION***

**MINUTE SHEET**

**UNITED STATES OF AMERICA**

**Date: December 4, 2008**

**vs.**

**Case No. 08-5007-1-CR-SW-RED**

**CHARLES MAX FOSTER**

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**Honorable Richard E. Dorr, presiding at Springfield, Missouri**

**Nature of Hearing: Change of Plea Hearing**

**Time Commenced: 4:17 P.M.      Time Terminated: 4:33 P.M.**

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**APPEARANCES**

**Plaintiff's counsel: Gary Milligan, AUSA**

**Defendant's counsel: David Mercer, AFD**

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**Proceedings: Counsel appear as indicated above, dft in person. The Court has reviewed the Report and Recommendation by Magistrate Judge England. The Court adopts the Report and Recommendation {doc 30} and denies dft's motion to dismiss {doc 22}. Dft duly sworn and answers questions propounded by the Court. Dft is advised of rights and pleads guilty to Count 1 of the Indictment. The Court finds adequate factual basis for the plea of guilty and accepts the plea of guilty. Presentence Investigation Report ordered. Plea agreement filed. Dft remains in custody.**

**COURT REPORTER: Jeannine Rankin**

**COURTROOM DEPUTY: Karen Siegert**

**LAW CLERK: Ryan DeBoef**